IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

FRIDAY, THE 8TH DECEMBER 2006 / 17TH AGRAHAYANA 1928

Crl.MC.No. 3994 of 2006()

CC..188/2004 of JUDL.MAGISTRATE OF FIRST CLASS, MAVELIKKARA

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PETITIONER:

P.A. SADIQ, S/O.LATE SHAMSUDHEEN,
PALAYAMKOTTU NAPHY MANZIL,
VETTICKAL MURI, MANNUTHY,
THRISSUR DISTRICT.

BY ADV. SRI.P.K.SAJEEV

RESPONDENTS:

STATE OF KERALA, REPRESENTED BY
PUBLIC PROSECUTOR, HIGH COURT OF KERALA.

BY PUBLIC PROSECUTOR SRI.GIKKU JACOB

THIS CRIMINAL MISC. CASE HAVING COME UP FOR ADMISSION ON 08/12/2006, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R.BASANT, J.

Crl.M.C.NO.3994 OF 2006

Dated this the 8th day of December, 2006.

ORDER

This application is filed by the petitioner. He was directed by another Bench of this Court as per Annexure-A order to appear before the learned Magistrate on 26.10.2006. With the help of Annexure-B issued from the Medical College Chest Hospital, Trichur, it is contended that the petitioner is laid up and he has not been able to appear before the learned Magistrate. It is prayed that extension of time may be granted to the petitioner to appear before the learned Magistrate.

2. In fact, though this Court has fixed the date as 26.10.2006 for appearance of the petitioner, the petitioner can appear before the learned Magistrate on any date even without the directions of this Court. The date 26.10.2006 was fixed by another Bench of this Court in Annexure-A1 order only in the interests of the petitioner to avoid unwholesome consequences prior to that date. In the circumstances explained by the petitioner, I am satisfied that the petitioner can be granted extension of time till 26.12.2006 to appear before the learned Magistrate.

3. This Crl.M.C is, in these circumstances, allowed and the order is modified to that extent.

R.BASANT
JUDGE

rtr/